

Tiahrt	Walden	Wexler	Cohen	Inglis	Murphy (CT)	Speier	Tiberi	Watson
Tiberi	Walz	Whitfield	Cole	Inslee	Murphy (NY)	Spratt	Tierney	Watt
Tierney	Wamp	Wilson (OH)	Conaway	Israel	Murphy, Patrick	Stark	Titus	Waxman
Titus	Wasserman	Wilson (SC)	Connolly (VA)	Issa	Murphy, Tim	Stearns	Tonko	Weiner
Tonko	Schultz	Wittman	Conyers	Jackson (IL)	Murtha	Stupak	Towns	Welch
Towns	Waters	Wolf	Cooper	Jackson-Lee	Myrick	Sullivan	Tsongas	Westmoreland
Tsongas	Watson	Woolsey	Costa	(TX)	Nadler (NY)	Sutton	Turner	Wexler
Turner	Watt	Wu	Costello	Jenkins	Napolitano	Tanner	Upton	Whitfield
Upton	Waxman	Yarmuth	Courtney	Johnson (GA)	Neal (MA)	Taylor	Van Hollen	Wilson (OH)
Van Hollen	Weiner	Young (FL)	Crenshaw	Johnson (IL)	Neugebauer	Teague	Velázquez	Wilson (SC)
Velázquez	Welch		Crowley	Johnson, E. B.	Nunes	Terry	Visclosky	Wittman
Visclosky	Westmoreland		Cuellar	Johnson, Sam	Nye	Thompson (CA)	Walden	Wolf
			Culberson	Jones	Oberstar	Thompson (MS)	Walz	Woolsey
			Cummings	Jordan (OH)	Obey	Thompson (PA)	Wamp	Wu
			Dahlkemper	Kagen	Olson	Thornberry	Wasserman	Yarmuth
			Davis (AL)	Kanjorski	Olver	Tiahrt	Schultz	Young (FL)
			Davis (CA)	Kaptur	Ortiz			
			Davis (IL)	Kennedy	Owens			
			Davis (KY)	Kildee	Pallone			
			Davis (TN)	Kilpatrick (MI)	Pascarell			
			Deal (GA)	Kilroy	Pastor (AZ)			
			DeFazio	Kind	Paul			
			DeGette	King (IA)	Paulsen			
			Delahunt	King (NY)	Payne			
			DeLauro	Kingston	Perlmutter			
			Dent	Kirk	Perriello			
			Diaz-Balart, L.	Kirkpatrick (AZ)	Peters			
			Diaz-Balart, M.	Kissell	Peterson			
			Dicks	Klein (FL)	Petri			
			Dingell	Kline (MN)	Pingree (ME)			
			Doggett	Kosmas	Pitts			
			Donnelly (IN)	Kratovil	Platts			
			Doyle	Kucinich	Poe (TX)			
			Dreier	Lamborn	Polis (CO)			
			Drieaus	Lance	Pomeroy			
			Duncan	Langevin	Posey			
			Edwards (MD)	Larson (CT)	Price (GA)			
			Edwards (TX)	Latham	Price (NC)			
			Ehlers	LaTourette	Putnam			
			Ellison	Latta	Quigley			
			Ellsworth	Lee (CA)	Radanovich			
			Emerson	Lee (NY)	Rahall			
			Engel	Levin	Rangel			
			Eshoo	Lewis (CA)	Rehberg			
			Etheridge	Lewis (GA)	Reichert			
			Fallin	Linder	Reyes			
			Farr	Lipinski	Richardson			
			Fattah	LoBiondo	Rodriguez			
			Filner	Loebbeck	Roe (TN)			
			Flake	Lofgren, Zoe	Rogers (AL)			
			Fleming	Lowey	Rogers (KY)			
			Forbes	Lucas	Rogers (MI)			
			Fortenberry	Luetkemeyer	Rohrabacher			
			Foster	Lujan	Rooney			
			Fox	Lummis	Ros-Lehtinen			
			Frank (MA)	Lungren, Daniel	Roskam			
			Franks (AZ)	E.	Ross			
			Frelinghuysen	Lynch	Rothman (NJ)			
			Fudge	Mack	Roybal-Allard			
			Gallely	Maffei	Royce			
			Garamendi	Maloney	Ruppersberger			
			Garrett (NJ)	Manzullo	Rush			
			Gerlach	Marchant	Ryan (OH)			
			Giffords	Markey (CO)	Ryan (WI)			
			Gingrey (GA)	Markey (MA)	Salazar			
			Gohmert	Marshall	Sánchez, Linda			
			Goodlatte	Massa	T.			
			Gordon (TN)	Matheson	Sanchez, Loretta			
			Granger	Matsui	Sarbanes			
			Graves	McCarthy (CA)	Scalise			
			Grayson	McCarthy (NY)	Schakowsky			
			Green, Al	McCaul	Schauer			
			Green, Gene	McClintock	Schiff			
			Griffith	McCollum	Schmidt			
			Guthrie	McCotter	Schock			
			Gutierrez	McDermott	Schrader			
			Hall (NY)	McGovern	Schwartz			
			Hall (TX)	McHenry	Scott (GA)			
			Halvorson	McIntyre	Scott (VA)			
			Hare	McKeon	Sensenbrenner			
			Harman	McMahon	Serrano			
			Harper	McMorris	Sessions			
			Hastings (FL)	Rodgers	Sestak			
			Hastings (WA)	McNerney	Shadegg			
			Heinrich	Meek (FL)	Sherman			
			Heller	Meeks (NY)	Shimkus			
			Hensarling	Mica	Shuler			
			Herger	Michaud	Shuster			
			Herseeth Sandlin	Miller (FL)	Simpson			
			Hill	Miller (MI)	Sires			
			Himes	Miller (NC)	Skelton			
			Hinchey	Miller, Gary	Slaughter			
			Hinojosa	Miller, George	Smith (NE)			
			Hoekstra	Minnick	Smith (NJ)			
			Holden	Mitchell	Smith (TX)			
			Holt	Mollohan	Smith (WA)			
			Honda	Moore (KS)	Snyder			
			Hoyer	Moore (WI)	Souder			
			Hunter	Moran (KS)	Space			

NOT VOTING—13

Aderholt	Gonzalez	Moran (VA)
Barrett (SC)	Higgins	Shea-Porter
Barrow	Hodes	Young (AK)
Bishop (UT)	Larsen (WA)	
Capuano	Melancon	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 1701

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

The title was amended so as to read: "A bill to amend the Emergency Economic Stabilization Act of 2008 to provide for additional monitoring and accountability of the Troubled Asset Relief Program."

A motion to reconsider was laid on the table.

REDUNDANCY ELIMINATION AND ENHANCED PERFORMANCE FOR PREPAREDNESS GRANTS ACT

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill, H.R. 3980, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. CUELLAR) that the House suspend the rules and pass the bill, H.R. 3980, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 414, nays 0, not voting 20, as follows:

[Roll No. 922]

YEAS—414

Abercrombie	Bishop (NY)	Calvert
Ackerman	Blackburn	Camp
Adler (NJ)	Blumenauer	Campbell
Akin	Blunt	Cantor
Alexander	Boccieri	Cao
Altmire	Boehner	Capito
Andrews	Bonner	Capps
Arcuri	Bono Mack	Cardoza
Austria	Boozman	Carnahan
Baca	Boren	Carney
Bachmann	Boswell	Carson (IN)
Bachus	Boucher	Carter
Baird	Boustany	Cassidy
Baldwin	Boyd	Castle
Bartlett	Brady (PA)	Castor (FL)
Barton (TX)	Braley (IA)	Chaffetz
Bean	Brown (GA)	Chandler
Becerra	Brown (SC)	Childers
Berkley	Brown-Waite,	Chu
Berman	Ginny	Clarke
Berry	Buchanan	Clay
Biggert	Burgess	Cleaver
Bilbray	Burton (IN)	Clyburn
Bilirakis	Butterfield	Coble
Bishop (GA)	Buyer	Coffman (CO)

Cohen	Inglis	Murphy (CT)	Speier	Tiberi	Watson
Cole	Inslee	Murphy (NY)	Spratt	Tierney	Watt
Conaway	Israel	Murphy, Patrick	Stark	Titus	Waxman
Connolly (VA)	Issa	Murphy, Tim	Stearns	Tonko	Weiner
Conyers	Jackson (IL)	Murtha	Stupak	Towns	Welch
Cooper	Jackson-Lee	Myrick	Sullivan	Tsongas	Westmoreland
Costa	(TX)	Nadler (NY)	Sutton	Turner	Wexler
Costello	Jenkins	Napolitano	Tanner	Upton	Whitfield
Courtney	Johnson (GA)	Neal (MA)	Taylor	Van Hollen	Wilson (OH)
Crenshaw	Johnson (IL)	Neugebauer	Teague	Velázquez	Wilson (SC)
Crowley	Johnson, E. B.	Nunes	Terry	Visclosky	Wittman
Cuellar	Johnson, Sam	Nye	Thompson (CA)	Walden	Wolf
Culberson	Jones	Oberstar	Thompson (MS)	Walz	Woolsey
Cummings	Jordan (OH)	Obey	Thompson (PA)	Wamp	Wu
Dahlkemper	Kagen	Olson	Thornberry	Wasserman	Yarmuth
Davis (AL)	Kanjorski	Olver	Tiahrt	Schultz	Young (FL)
Davis (CA)	Kaptur	Ortiz			
Davis (IL)	Kennedy	Owens			
Davis (KY)	Kildee	Pallone			
Davis (TN)	Kilpatrick (MI)	Pascarell			
Deal (GA)	Kilroy	Pastor (AZ)			
DeFazio	Kind	Paul			
DeGette	King (IA)	Paulsen			
Delahunt	King (NY)	Payne			
DeLauro	Kingston	Perlmutter			
Dent	Kirk	Perriello			
Diaz-Balart, L.	Kirkpatrick (AZ)	Peters			
Diaz-Balart, M.	Kissell	Peterson			
Dicks	Klein (FL)	Petri			
Dingell	Kline (MN)	Pingree (ME)			
Doggett	Kosmas	Pitts			
Donnelly (IN)	Kratovil	Platts			
Doyle	Kucinich	Poe (TX)			
Dreier	Lamborn	Polis (CO)			
Drieaus	Lance	Pomeroy			
Duncan	Langevin	Posey			
Edwards (MD)	Larson (CT)	Price (GA)			
Edwards (TX)	Latham	Price (NC)			
Ehlers	LaTourette	Putnam			
Ellison	Latta	Quigley			
Ellsworth	Lee (CA)	Radanovich			
Emerson	Lee (NY)	Rahall			
Engel	Levin	Rangel			
Eshoo	Lewis (CA)	Rehberg			
Etheridge	Lewis (GA)	Reichert			
Fallin	Linder	Reyes			
Farr	Lipinski	Richardson			
Fattah	LoBiondo	Rodriguez			
Filner	Loebbeck	Roe (TN)			
Flake	Lofgren, Zoe	Rogers (AL)			
Fleming	Lowey	Rogers (KY)			
Forbes	Lucas	Rogers (MI)			
Fortenberry	Luetkemeyer	Rohrabacher			
Foster	Lujan	Rooney			
Fox	Lummis	Ros-Lehtinen			
Frank (MA)	Lungren, Daniel	Roskam			
Franks (AZ)	E.	Ross			
Frelinghuysen	Lynch	Rothman (NJ)			
Fudge	Mack	Roybal-Allard			
Gallely	Maffei	Royce			
Garamendi	Maloney	Ruppersberger			
Garrett (NJ)	Manzullo	Rush			
Gerlach	Marchant	Ryan (OH)			
Giffords	Markey (CO)	Ryan (WI)			
Gingrey (GA)	Markey (MA)	Salazar			
Gohmert	Marshall	Sánchez, Linda			
Goodlatte	Massa	T.			
Gordon (TN)	Matheson	Sanchez, Loretta			
Granger	Matsui	Sarbanes			
Graves	McCarthy (CA)	Scalise			
Grayson	McCarthy (NY)	Schakowsky			
Green, Al	McCaul	Schauer			
Green, Gene	McClintock	Schiff			
Griffith	McCollum	Schmidt			
Guthrie	McCotter	Schock			
Gutierrez	McDermott	Schrader			
Hall (NY)	McGovern	Schwartz			
Hall (TX)	McHenry	Scott (GA)			
Halvorson	McIntyre	Scott (VA)			
Hare	McKeon	Sensenbrenner			
Harman	McMahon	Serrano			
Harper	McMorris	Sessions			
Hastings (FL)	Rodgers	Sestak			
Hastings (WA)	McNerney	Shadegg			
Heinrich	Meek (FL)	Sherman			
Heller	Meeks (NY)	Shimkus			
Hensarling	Mica	Shuler			
Herger	Michaud	Shuster			
Herseeth Sandlin	Miller (FL)	Simpson			
Hill	Miller (MI)	Sires			
Himes	Miller (NC)	Skelton			
Hinchey	Miller, Gary	Slaughter			
Hinojosa	Miller, George	Smith (NE)			
Hoekstra	Minnick	Smith (NJ)			
Holden	Mitchell	Smith (TX)			
Holt	Mollohan	Smith (WA)			
Honda	Moore (KS)	Snyder			
Hoyer	Moore (WI)	Souder			
Hunter	Moran (KS)	Space			

NOT VOTING—20

Aderholt	Capuano	Melancon
Barrett (SC)	Gonzalez	Moran (VA)
Barrow	Grijalva	Pence
Bishop (UT)	Higgins	Shea-Porter
Brady (TX)	Hirono	Waters
Bright	Hodes	Young (AK)
Brown, Corrine	Larsen (WA)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 1709

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H. RES. 648

Mr. WILSON of South Carolina. Madam Speaker, I ask unanimous consent to be removed as a cosponsor of H. Res. 648.

The SPEAKER pro tempore (Ms. KOSMAS). Is there objection to the request of the gentleman from South Carolina?

There was no objection.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 4154, PERMANENT ESTATE TAX RELIEF FOR FAMILIES, FARMERS, AND SMALL BUSINESSES ACT OF 2009

Mr. POLIS, from the Committee on Rules, submitted a privileged report (Rept. No. 111-350) on the resolution (H. Res. 941) providing for consideration of the bill (H.R. 4154) to amend the Internal Revenue Code of 1986 to repeal the new carryover basis rules in order to prevent tax increases and the imposition of compliance burdens on many more estates than would benefit from repeal, to retain the estate tax with a \$3,500,000 exemption, and for other purposes, which was referred to the House Calendar and ordered to be printed.

yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

Any record vote on the postponed question will be taken later.

SATELLITE HOME VIEWER REAUTHORIZATION ACT OF 2009

Mr. CONYERS. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 3570) to amend title 17, United States Code, to reauthorize the satellite statutory license, to conform the satellite and cable statutory licenses to all-digital transmissions, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 3570

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Satellite Home Viewer Reauthorization Act of 2009”.

TITLE I—STATUTORY LICENSES

SEC. 101. REFERENCE.

Except as otherwise provided, whenever in this title an amendment is made to a section or other provision, the reference shall be considered to be made to such section or provision of title 17, United States Code.

SEC. 102. MODIFICATIONS TO STATUTORY LICENSE FOR SATELLITE CARRIERS.

(a) HEADING RENAMED.—

(1) IN GENERAL.—The heading of section 119 is amended by striking “**superstations and network stations for private home viewing**” and inserting “**distast television program by satellite**”.

(2) TABLE OF CONTENTS.—The table of contents for chapter 1 is amended by striking the item relating to section 119 and inserting the following:

“119. Limitations on exclusive rights: Secondary transmissions of distant television programming by satellite.”.

(b) UNSERVED HOUSEHOLD DEFINED.—Section 119(d)(10) is amended—

(1) by striking subparagraph (A) and inserting the following:

“(A) cannot receive, through the use of a conventional, stationary, outdoor rooftop receiving antenna, an over-the-air signal containing the primary stream, or, on or after January 1, 2013, the multicast stream, originating in that household’s local market and affiliated with that network of—

“(i) if the signal originates as an analog signal, Grade B intensity as defined by the Federal Communications Commission in section 73.683(a) of title 47, Code of Federal Regulations, as in effect on January 1, 1999; or

“(ii) if the signal originates as a digital signal, intensity defined in the values for digital television noise-limited service contour, as defined in regulations issued by the Federal Communications Commission (section 73.622(e) of title 47, Code of Federal Regulations), as such regulations may be amended from time to time;”.

(2) in subparagraph (B)—

(A) by striking “subsection (a)(14)” and inserting “subsection (a)(13);” and

(B) by striking “Satellite Home Viewer Extension and Reauthorization Act of 2004” and inserting “Satellite Home Viewer Reauthorization Act of 2009”; and

(3) in subparagraph (D), by striking “(a)(12)” and inserting “(a)(11)”.

(c) FILING FEE.—Section 119(b)(1) is amended—

(1) in subparagraph (A), by striking “and” after the semicolon at the end;

(2) in subparagraph (B), by striking the period and inserting “; and”; and

(3) by adding at the end the following:

“(C) a filing fee, as determined by the Register of Copyrights pursuant to section 708(a).”.

(d) EMERGENCY MONITORING, PLANNING, OR RESPONDING.—Section 119(a) is amended by adding at the end the following:

“(17) RETRANSMISSION FOR EMERGENCY PREPARATION, RESPONSE, OR RECOVERY.—

“(A) AUTHORITY.—The secondary transmission by a satellite carrier of a performance or display of a work embodied in a primary transmission of a television broadcast station is not an infringement of copyright if such secondary transmission is made—

“(i) to a Federal governmental body designated by the Office of Emergency Communications, in coordination with the Federal Communications Commission, or an organization established with the purpose of carrying out a system of national and international relief efforts and chartered under section 300101 of title 36;

“(ii) to officers or employees of such body or such organization as a part of the official duties or employment of such officers or employees;

“(iii) at the request of the Secretary of Homeland Security; and

“(iv) for the sole purpose of preparing for, responding to, or recovering from an emergency described under subparagraph (B).

“(B) EMERGENCIES.—An emergency is described under this subparagraph if the Secretary of Homeland Security identifies such emergency as a major disaster, a catastrophic incident, an act of terrorism, or a transportation security incident.

“(C) REGULATIONS.—Not later than 6 months after the date of the enactment of this paragraph, the Secretary of Homeland Security, in coordination with the Federal Communications Commission, the National Telecommunications and Information Administration, and the Register of Copyrights, shall issue regulations to protect copyright owners by preventing the unauthorized access to the secondary transmissions described in subparagraph (A).

“(D) REPORTS TO CONGRESSIONAL COMMITTEES.—Not later than one year after the date of the enactment of this paragraph and by September 30 of each year thereafter, the Secretary of Homeland Security, acting through the Office of Emergency Communications, shall submit a report to the Committees on the Judiciary, on Homeland Security, and on Energy and Commerce of the House of Representatives and the Committees on the Judiciary, on Homeland Security, and on Commerce, Science, and Transportation of the Senate describing—

“(i) the manner in which the authority granted under subparagraph (A) is being used, including to whom and for what purposes the secondary transmissions are being provided; and

“(ii) any additional legislative recommendations the Secretary may have.

“(E) DEFINITIONS.—As used in this paragraph:

“(i) TERRORISM.—The term ‘terrorism’ has the meaning given that term in section 2(16) of the Homeland Security Act of 2002 (6 U.S.C. 101(16)).

“(ii) TRANSPORTATION SECURITY INCIDENT.—The term ‘transportation security incident’ has the meaning given that term in section 70101 of title 46.

“(iii) CATASTROPHIC INCIDENT.—The term ‘catastrophic incident’ means any natural disaster, act of terrorism, or other man-made disaster that results in extraordinary levels of casualties or damage or disruption

severely affecting the population (including mass evacuations), infrastructure, the environment, the economy, national morale, or government functions in a geographic area.

“(F) EFFECTIVE DATE.—This paragraph shall apply with respect to secondary transmissions described under subparagraph (A) that are made after the end of the 30-day period beginning on the effective date of the regulations issued by the Secretary of Homeland Security under subparagraph (C).”.

(e) LICENSE PROVIDED FOR CERTAIN NETWORKS OF NONCOMMERCIAL EDUCATIONAL BROADCAST STATIONS.—Section 119(a)(2)(C) is amended by adding at the end the following new clause:

“(vi) NETWORKS OF NONCOMMERCIAL EDUCATIONAL BROADCAST STATIONS.—In the case of a system of three or more noncommercial educational broadcast stations licensed by a single State, public agency, or political, educational, or special purpose subdivision of a State, the statutory license provided for in subparagraph (A) shall apply to the secondary transmission of the primary transmission of such system to any subscriber in any county within such State, if such subscriber is located in a designated market area that is not otherwise eligible to receive the secondary transmission of the primary transmission of a noncommercial educational broadcast station located with the State pursuant to section 122(a).”.

(f) DEPOSIT OF STATEMENTS AND FEES; VERIFICATION PROCEDURES.—Section 119(b) is amended—

(1) by amending the subsection heading to read as follows: “(b) DEPOSIT OF STATEMENTS AND FEES; VERIFICATION PROCEDURES.”;

(2) in paragraph (1), by striking subparagraph (B) and inserting the following:

“(B) a royalty fee payable to copyright owners pursuant to paragraph (4) for that 6 month period, computed by multiplying the total number of subscribers receiving each secondary transmission of a primary or multicast stream of each non-network station or network station during each calendar year month by the appropriate rate in effect under this subsection”.

(3) by redesignating paragraphs (2), (3), and (4) as paragraphs (3), (4), and (5), respectively;

(4) by inserting after paragraph (1) the following:

“(2) VERIFICATION OF ACCOUNTS AND FEE PAYMENTS.—The Register of Copyrights shall issue regulations to permit interested parties to verify and audit the statements of account and royalty fees submitted by satellite carriers under this subsection.”;

(5) in paragraph (3), as redesignated, in the first sentence—

(A) by inserting “(including the filing fee specified in paragraph (1)(C))” after “shall receive all fees”; and

(B) by striking “paragraph (4)” and inserting “paragraph (5)”;

(6) in paragraph (4), as redesignated—

(A) by striking “paragraph (2)” and inserting “paragraph (3)”;

(B) by striking “paragraph (4)” each place it appears and inserting “paragraph (5)”;

(7) in paragraph (5), as redesignated, by striking “paragraph (2)” and inserting “paragraph (3)”.

(g) ADJUSTMENT OF ROYALTY FEES.—Section 119(c) is amended as follows:

(1) Paragraph (1) is amended—

(A) in the heading for such paragraph, by striking “ANALOG”;

(B) in subparagraph (A)—

(i) by striking “primary analog transmissions” and inserting “primary transmissions”; and

(ii) by striking “July 1, 2004” and inserting “July 1, 2009”;

(C) in subparagraph (B)—